



602372

**U.S. DISTRICT COURT, SOUTHERN DIST.
NEW YORK**

**INDEX NO: 2444/08
FILE DATE: 3/11/2008**

**ATTY: AKIN & SMITH
305 BROADWAY/STE. 1101
NEW YORK, NY 10007**

EPS No. 579981

Attorney File No.

Batch No. 106231

STATE OF NEW YORK: COUNTY OF NEW YORK

FRANK ENG

Plaintiff(s)

- against -

ONE SOURCE PRINTING & GRAPHICS, INC., ET AL

Defendant(s)

STATE OF NEW YORK, COUNTY OF QUEENS: SS:

ROBERT CRANDALL BEING DULY SWORN DEPOSES AND SAYS DEPONENT IS NOT A PARTY TO THIS ACTION AND IS OVER THE AGE OF EIGHTEEN YEARS AND RESIDES IN THE STATE OF NEW YORK.

That on 3/21/2008 at 12:46PM at ONE SOURCE PRINTING, 108 WEST 39TH STREET, NEW YORK, NY 10018 39TH FLOOR deponent served the within SUMMONS & COMPLAINT IN A CIVIL ACTION on SEAN BURKE. At time of service the index number and date of filing were on the SUMMONS & COMPLAINT IN A CIVIL ACTION

SUITABLE AGE PERSON

Service was made in the following manner after your deponent was unable with due diligence to serve the defendant in person. By delivering a true copy of the thereof to and leaving with ANTHONY COLTON, CO-WORKER a person of suitable age and discretion at ONE SOURCE PRINTING, 108 WEST 39TH STREET, NEW YORK, NY 10018 39TH FLOOR, the said premises being the defendants Dwelling Place within the State of New York.

MAILING First Class Mail

Deponent completed service under the last two sections by depositing 1 Copy of the SUMMONS & COMPLAINT IN A CIVIL ACTION to SEAN BURKE at ONE SOURCE PRINTING, 108 WEST 39TH STREET, NEW YORK, NY 10018 39TH FLOOR in a postpaid, properly addressed envelope in an official depository under the exclusive care and custody of the United States Post Office in the State of New York on 3/26/2008 via First Class Mail. The mailing was made to the address bearing 'PERSONAL & CONFIDENTIAL' and not indicating 'LEGAL ACTION'.

A DESCRIPTION OF THE DEFENDANT OR OTHER PERSON SERVED ON BEHALF OF THE DEFENDANT IS AS FOLLOWS:

Approximate age: 45

Approximate weight: 160

Approximate height: 5'11"

Color of skin: WHITE

Color of hair: WHITE

Sex: M

**Military
Service** ☒

Upon information and belief I aver that the defendant is not in military service of New York State or of the United States as that term is defined in either the State or in the Federal statutes.

Paul J. Kelly
09455171

Sworn to before me on

MAR 31 2008

LUIS A. CRESPO

Commissioner of Deeds

City of New York No. 4-4920

Certificate Filed in Queens County

Commission Expires Aug. 1, 2009

KEVIN T. MACTIERNAN

NOTARY PUBLIC-STATE OF NEW YORK

No. 01MA6108632

Qualified in Nassau County

Commission Expires 4/19/2008

ARTAK RAEVSKY

NOTARY PUBLIC-STATE OF NEW YORK

No. 01RA6123189

Qualified in Queens County

Commission Expires 2/28/2009

LORRE A. DUNNE

NOTARY PUBLIC-STATE OF NEW YORK

No. 01DU8016358

Qualified in Queens County

Commission Expires 11/16/2010

NP

ELITE PROCESS SERVERS * 88-08 Little Neck Parkway, Floral Park, NY 11001